

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation of
Bernard L. Madoff Investment Securities LLC,

Adv. Pro. No. 10-04891 (SMB)

Plaintiff,

v.

ROBERT AUERBACH REVOCABLE TRUST dtd
6/29/05;

JOYCE C. AUERBACH REVOCABLE TRUST dtd
6/29/05; and

JOYCE C. AUERBACH, individually, as Trustee of
the Robert Auerbach Revocable Trust dtd 6/29/05, and
as Trustee of the Joyce C. Auerbach Revocable Trust
dtd 6/29/05, and as Personal Representative of the
Estate of Robert Auerbach,

Defendants.

STIPULATION AND ORDER AMENDING SCHEDULING ORDER

WHEREAS, Irving H. Picard (the “Trustee”), as trustee for the liquidation of the

business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act and the substantively consolidated estate of Bernard L. Madoff, individually, and defendants (i) Robert Auerbach Revocable Trust dtd 6/29/05, (ii) Joyce C. Auerbach Revocable Trust dtd 6/29/05, and (iii) Joyce C. Auerbach, individually, as Trustee of the Robert Auerbach Revocable Trust, as Trustee of the Joyce C. Auerbach Revocable Trust, and as Personal Representative of the Estate of Robert Auerbach (collectively, "Defendants"), by and through their respective counsel, have reached a consensual resolution of the dispute that is the subject of this Adversary Proceeding, and have met and conferred regarding the following schedule.

IT IS THEREFORE MUTUALLY AGREED AND STIPULATED, by and between the Trustee and Defendants, that while the parties work consensually to fully resolve the dispute, the schedule shall be as follows:

1. The deadline for Trustee to file a Motion for Summary Judgment is extended to October 11, 2016.

2. The deadline for Defendants to respond to the Trustee's Motion for Summary Judgment is extended to November 22, 2016.

3. The deadline for the Trustee to reply to Defendants' response to Trustee's Motion for Summary Judgment is extended to December 13, 2016.

4. The Trial of this matter previously set for August 3, 2016, and subsequently adjourned by the Court to allow the Trustee to file a summary judgment motion, shall be further adjourned to give the parties the opportunity to fully resolve the dispute.

5. Except as expressly set forth herein, the parties to this Stipulation reserve all rights and defenses they may have, and no rights or defenses are waived by entering into this Stipulation.

6. This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: August 12, 2016
New York, New York

BAKER & HOSTETLER LLP

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*Attorneys for Plaintiff Irving H. Picard,
Trustee for the liquidation of Bernard L.
Madoff Investment Securities LLC and the
consolidated estate of Bernard L. Madoff*

Dated: August 15th, 2016
New York, New York

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Revocable Trust 6/29/05, and Joyce C.
Auerbach, individually, as Trustee of the
Robert Auerbach Revocable Trust dtd 6/29/05,
as Trustee of the Joyce Auerbach Revocable
Trust 6/29/05, and as Personal Representative
of the Estate of Robert Auerbach*

SO ORDERED

/s/ STUART M. BERNSTEIN
HON. STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE